

LABOUR DEPARTMENT

The 10th April, 1969

No. 2032-3Lab-69/8497.—In pursuance of the provisions of section 17 of the Industrial Disputes Act, 1947, (Act No. XIV of 1947) the Governor of Haryana is pleased to publish the following award of the Presiding Officer, Labour Court, Faridabad, in respect of the dispute between the workmen and the management of M/s Jawala Textile Mills, Gurgaon :—

BEFORE SHRI P. N. THUKRAL, PRESIDING OFFICER, LABOUR COURT, FARIDABAD

Reference No. 15 of 1969

between

SHRI SIRI RAM WORKMAN AND THE MANAGEMENT OF M/S JAWALA TEXTILE MILLS, GURGAON

Present :—

Shri Sarda Nand, for the workmen.

Shri A. K. Seth, for the management.

AWARD

Shri Siri Ram was in the service of M/s Jawala Textile Mills, Gurgaon. His services were terminated and this gave rise to an industrial dispute. The Governor of Haryana, in exercise of the powers conferred by clause (c) of sub-section (1) of section 10 of the Industrial Disputes Act, 1947, referred the following dispute to this Court for adjudication,—*vide* Government Gazette notification No. 1D/GG/31-E/68/4123, dated 3rd February, 1969.

Whether the termination of services of Shri Siri Ram was justified and in order. If not, to what relief is he entitled?

On receipt of the reference usual notices were issued to the parties. It is, however, not necessary to decide the case on merits. An amicable settlement has been arrived at between the parties. The workman has been re-employed with continuity of service but without back wages for the period of his unemployment. The worker has reported for duty and is working since 28th January, 1969. I give my award accordingly. No order as to cost.

The 26th March, 1969.

P. N. THUKRAL,
Presiding Officer,
Labour Court, Faridabad.

No. 589, dated the 26th March, 1969.

Forwarded (four copies) to the Secretary to Government Haryana, Labour and Employment Departments, Chandigarh, as required under section 15 of the Industrial Disputes Act, 1947.

The 26th March, 1969.

P. N. THUKRAL,
Presiding Officer,
Labour Court, Faridabad.

No. 2028/3Lab-69/8499.—In pursuance of the provisions of section 17 of the Industrial Disputes Act, 1947 (Act No. XIV of 1947), the Governor of Haryana is pleased to publish the following award of the Presiding Officer, Labour Court, Faridabad, in respect of the dispute between the workmen and management of M/s Hemla Embroidery Mills (P) Ltd., Faridabad :—

BEFORE SHRI P. N. THUKRAL, PRESIDING OFFICER, LABOUR COURT, FARIDABAD

Reference No. 56 of 1968

between

THE WORKMEN AND THE MANAGEMENT OF M/S HEMLA EMBROIDERY MILLS (P) LTD., FARIDABAD

Present :—

Shri Darshan Singh, for the workmen.

Shri K. L. Chopra, for the management.

AWARD

Sarvshri Narayan Lal, Bansil Lal, Budhi Singh, Ram Asray, Manssar, Prem Nath and Amar Nath were in the services of M/s Hemla Embroidery Mills (P) Ltd., Faridabad. Their services were terminated and this gave rise to an industrial dispute. The Governor of Haryana in exercise of the powers conferred by clause (c) of sub-section (1) of section 10 of the Industrial Disputes Act, 1947, referred the following dispute to this Court for adjudication,—vide Government Gazette notification No. ID/FD/15795, dated 26th June, 1968.

Whether the termination of services of Sarvshri Narayan Lal, Bansil Lal, Budhi Singh, Ram Asray, Manssar, Prem Nath and Amar Nath was justified and in order. If not to what relief are they entitled?

On receipt of the reference usual notices were issued to the parties in response to which a statement of claim was filed on behalf of the workmen and the management filed their written statement and issues which arose from the pleadings of the parties were framed. However, it is not necessary to decide the case on merits because a compromise has been reached between the parties. The original settlement deed duly signed by the parties has been filed and statements of their representatives have been recorded. In pursuance of this settlement all the 7 claimants namely Sarvshri Narayan Lal, Bansil Lal, Budhi Singh, Ram Asray, Manssar, Prem Nath and Amar Nath have been reinstated on their jobs with continuity of their services. As regards the wages for the period they have remained out of job, the matter has also been amicably settled and the representative of the claimants, has admitted that the claimants have received their respective wages.

The workmen have stated that they were employed in M/s Hindustan Embroidery Mills (P) Ltd., Chhehrata (Amritsar) on the date as given below:—

1. Narayan Lal	.. 12th May, 1954
2. Amar Nath	.. 24th November, 1955
3. Prem Nath (I)	.. 1st July, 1960
4. Bansil Lal	.. 3rd October, 1952
5. Budhi Singh	.. 1st July, 1960
6. Manssar	.. 12th May, 1952
7. Ram Asray	.. 5th December, 1953
8. Ram Avadh	.. 2nd October, 1953

and their services were transferred to M/s Hemla Embroidery Mills (P) Ltd., Faridabad afterwards. The management have agreed to give these workmen the benefit of their services rendered with M/s Hindustan Embroidery Mills (P) Ltd., Chhehrata (Amritsar) with the conditions that in case it is found that all the above workers have already availed of their service benefit from their previous employer or in case the above mentioned dates or not proved to be correct then the matter would be settled mutually in this respect. It has been further agreed that all the service conditions as prevalent in M/s Hemla Embroidery Mills (P) Ltd., Faridabad shall be applicable to all these workmen and this settlement has no concern with the previous settlement. I give my award accordingly.

No order as to costs.

The 26th March, 1969.

P. N. THUKRAL,
Presiding Officer,
Labour Court, Faridabad.

No. 587, dated the 26th March, 1969

Forwarded (four copies) to the Secretary to Government, Haryana, Labour and Employment Departments, Chandigarh as required under section 15 of the Industrial Disputes Act, 1947.

P. N. THUKRAL,
Presiding Officer,
Labour Court, Faridabad.

The 26th March, 1969.

CORRIGENDUM

The 10th April, 1969.

No. 2077-ASOII-Lab-(9/8501.—In Haryana Government, Labour Department, notification No. 5526-3Lab.68/25826, dated the 14th October, 1968, published in HARYANA GOVERNMENT GAZETTE, dated the 22nd October, 1968, in the last paragraph, for "80" read "50".

R. I. N. AHOOJA, Secy.